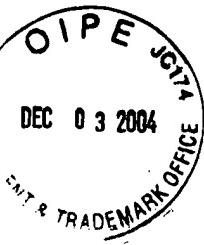


O I P E S C
DEC 03 2004



MAIL STOP AMENDMENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

FISH et al.

Serial No.: 09/263,801 Art Unit: 2611

Filed: March 6, 1999 Examiner: LONSBERRY, H.

For: **METHOD AND APPARATUS FOR PUSH AND PULL
DISTRIBUTION OF MULTIMEDIA**

TRANSMITTAL LETTER

The Commissioner for Patents
Washington, D.C. 20231

Sir:

Submitted herewith for filing in the U.S. Patent and Trademark Office is the following:

- (1) Transmittal Letter;
- (2) Response to Notice of Non-Compliant Amendment;
- (3) Appendix A;

Respectfully submitted,
NATH & ASSOCIATES PLLC

Date: December 3, 2004

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RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT

Commissioner for Patents
P.O. BOX 1450
Alexandria, VA 22313-1450

Sir:

This is in response to the Notice of Non-compliant Amendment dated November 3, 2004. The one-month period for response is set to expire December 3, 2004. Thus, this Response is timely filed.

REMARKS

The Notice states that the Amendment filed July 6, 2004 is non-compliant because "a complete listing of all of the claims is not present." Applicant notes, however, that, in a telephonic interview with Examiner Lonsberry on July 6, 2004, the Examiner stated that it would not be necessary to submit a complete listing of all pending claims because the cancellation of claim 1 would be processed via an Examiner's Amendment. The Examiner also stated that he would allow claims 2-51 to proceed to grant.